IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF ALABAMA NORTHERN DIVISION

RODWELL POOLE, :

> Petitioner, :

VS. : CIVIL ACTION 08-00485-CG-B

TOMMY BUFORD, et al.,

Respondents. :

ORDER

After due and proper consideration of all portions of this file deemed relevant to the issues raised, and a de novo determination of those portions of the Report and Recommendation to which objection is made, the Report and Recommendation of the Magistrate Judge made under 28 U.S.C. §636(b)(1)(B) is **ADOPTED** as the opinion of this Court.

DONE and **ORDERED** this 23rd day of July, 2009.

/s/ Callie V. S. Granade CHIEF UNITED STATES DISTRICT JUDGE